



Docket No.: DURE-334

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MS AF Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313

on: 02/11/2010

Signature: Crystal Susa Printed: Crystal Susa

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Chen, et al.

Title: Injectable Multimodal Polymer Depot Compositions and Uses Thereof

Serial No.: 10/628,984

Filing Date: 07/28/2003

Examiner: ARNOLD, Ernst V.

Group Art Unit: 1616

MS AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated 08/17/2009 of the Examiner's rejection of Claims 2,3,6,9-19,28-35,37-47 and 84.

Please charge the Appeal Fee of 540.00 required under 37 CFR 1.17(b) to Deposit Account No. **50-1953**. (A request for an extension of time of three (3)-months is attached, giving Applicants until 02/17/2010 to file this Notice of Appeal.) The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. **50-1953**.

Respectfully submitted,
DURECT CORPORATION

Thomas P. McCracken,
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Date: 11 Feb. 2010

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